

**TAFT, STETTINIUS & HOLLISTER LLP**

425 WALNUT STREET, SUITE 1800

CINCINNATI, OHIO 45202-3957

NORTHERN KENTUCKY OFFICE  
SUITE 340  
1717 DIXIE HIGHWAY  
COVINGTON, KENTUCKY 41011-4704  
859-331-2838  
513-381-2838  
FAX: 513-381-8613

513-381-2838  
FAX: 513-381-0205

www.taftlaw.com

COLUMBUS, OHIO OFFICE  
21 EAST STATE STREET  
COLUMBUS, OHIO 43215-4221  
614-221-2838  
FAX: 614-221-2007

CLEVELAND OHIO OFFICE  
3500 BP TOWER  
200 PUBLIC SQUARE  
CLEVELAND, OHIO 44114-3302  
216-241-2838  
FAX: 216-241-3707

**FAX TRANSMISSION**

From: Sharon Shelton  
Paralegal

Date: March 23, 2006

Direct Line: 513-357-9406

To: USPTO  
Attn: Examiner Tuan N. Nguyen

Fax No. 571-273-8300

Confirmation No.

No. of Pages (including this cover page) eight (8)

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**Message: DELIVER TO EXAMINER TUAN N. NGUYEN**

Applicant : Serio, et al.  
Filed : February 2, 2004  
Serial No. : 10/769,933  
Title : PAINT APPLICATOR DEVICE  
Docket No. : NEW10-GN005(39824)  
Examiner : Nguyen, Tuan N.  
Art Unit : 3751

See attached Amendment in Repsonse to an Office action issued November 30, 2005, in the above-captioned matter; also attached is a Fee Transmittal (in duplicate) covering the requisite fee for a 1-month extension to Response.

Sent By: \_\_\_\_\_ Time: \_\_\_\_\_

CMR: 79832

PAGE 1/8 \* RCVD AT 3/23/2006 1:28:05 PM [Eastern Standard Time] \* SVR:USPTO-EFAXF-6/41 \* DNIS:2738300 \* CSID:513 381 0205 \* DURATION (mm:ss):03:24

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2006**☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 120.00

**Complete If Known**

Application Number	10/769,933
Filing Date	02-02-2004
First Named Inventor	SERIO, ET AL
Examiner Name	NGUYEN, TUAN N.
Art Unit	3751
Attorney Docket No.	NEW10-GN005(39824)

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☒ Deposit Account Deposit Account Number: 50-3072 Deposit Account Name: TAFT STETTINIUS & HOLLIST

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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**FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
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- 20 or HP =	x	=	
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HP = highest number of total claims paid for, if greater than 20.

<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
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- 3 or HP =	x	=	
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HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<b>Total Sheets</b>	<b>Extra Sheets</b>	<b>Number of each additional 50 or fraction thereof</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
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- 100 =	/ 50 =	(round up to a whole number) x	=	
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**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (c.g., late filing surcharge): (1251) EXTENSION WITHIN 1 MONTH

120.00

**SUBMITTED BY**Signature [Signature]Registration No. 56,426  
(Attorney/Agent)

Telephone 613-357-9893

Name (Print/Type) DANIEL F. OBERKLEIN

Date 03-23-2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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03/24/2006 MBINAS 00000042 583072 10769933

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## Application of:

Applicant : Serio, et al.  
Serial No. : 10/769,933  
Filed : February 2, 2004  
Title : PAINT APPLICATOR DEVICE  
Docket No. : NEW10-GN005(39824)  
Examiner : Nguyen, Tuan N.  
Art Unit : 3751

Hon. Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

RESPONSE

This Response is filed in response to the Office action mailed on November 30, 2005 having a period of response, with extension, through and including March 30, 2006. Reconsideration of the application is respectfully requested.

{W0671286.1}